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EXPEDITED HANDLING GROUP BOX AF #1814 PATENT 1173-145P

IN THE U.S. PATENT AND TRADEMARK OFFICE

APPLICANT: Teizo YOSHIMURA et al

SERIAL NO.: 07/330,446

FILED: March 30, 1989

FOR: HUMAN DERIVED MONOCYTE ATTRACTING PURIFIED PROTEIN PRODUCT USEFUL IN A METHOD OF TREATING INFECTION AND NEOPLASMS IN A HUMAN BODY, AND THE CLONING OF FULL LENGTH CDNA THEREOF

RECEIVED
JUN 2 1997
GROUP 1800

GROUP: 1814

EXAMINER: D. Cook

INFORMATION DISCLOSURE STATEMENT
(SUBMISSION AFTER FINAL REJECTION OR
NOTICE OF ALLOWANCE BUT PRIOR TO
PAYMENT OF THE ISSUE FEE)

May 27, 1997
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1997 JUN -9 PM 3:09
BOARD OF PATENT APPEALS
AND INTERFERENCES

Honorable Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, applicant(s) hereby submit(s) an Information Disclosure Statement for consideration by the Examiner.

I. LIST OF PATENTS, PUBLICATIONS, OR OTHER INFORMATION

The patents, publications, or other information submitted for consideration by the Office are listed on the PTO-1449, attached hereto.

II. COPIES

- a. X Submitted herewith is a legible copy of (i) each U.S. and foreign patent; (ii) each publication or that portion which caused it to be listed; and (iii) all other information or that portion which caused it to be listed.

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III. CONCISE EXPLANATION OF THE RELEVANCE
(check at least one box)

- a. X Except as may be indicated below in (b), all of the patents, publications or other information are in the English language or were cited in an English language Search Report, a copy of which is attached hereto (concise explanation not required).
- b. A concise explanation of the relevance of all patents, publications or other information listed that is not in the English language is as follows:
- c. The following additional information is provided for the Examiner's consideration.

FEES

IV.. THIS IDS IS BEING FILED UNDER 37 C.F.R. § 1.97(d):
(check box a or b)

- a. after the mailing date of a Final Action under § 1.113 or
- b. X after the mailing date of a Notice of Allowance under § 1.311

but before payment of the Issue Fee.

See the Certification Under 37 C.F.R. § 1.97(e) and the Petition Under 37 C.F.R. § 1.97(d) below.

V. CERTIFICATION UNDER 37 C.F.R. § 1.97(e) (check only one box)

The undersigned hereby certifies that

- a. each item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS; or

- b. X no item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application or, to the best of my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.
- c. Some of the items of information were cited in a communication from a foreign Patent Office. As to this information, the undersigned certifies that each item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby certifies that no item of this remaining information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application or, to the best of my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.

VI. PETITION UNDER 37 C.F.R. § 1.97(d)

- X Applicants hereby petition for consideration of this IDS. A fee in the amount of \$130.00 for the Petition fee set forth in 37 C.F.R. §1.17(i)(1) is required.

VII. PAYMENT OF FEES (check one box)

- X A check in the amount of \$130.00 is enclosed for the above-indicated fee.
- Please charge Deposit Account No. 02-2448 in the amount of \$130.00 for the above-indicated fee. A triplicate copy of this paper is attached.

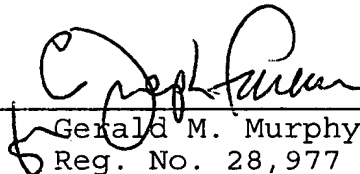
If the Examiner has any questions concerning this IDS, he/she is requested to contact the undersigned. If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule (with a petition if necessary) and charge the appropriate fee to Deposit Account No. 02-2448.

PATENT
07/330,446

Please charge any additional fees or credit any overpayment pursuant to 37 C.F.R. §§ 1.16 or 1.17 to Deposit Account No. 02-2448.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By  32,350
Gerald M. Murphy, Jr.
Reg. No. 28,977

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(703) 205-8000

Enclosures: X PTO-1449
 X References
 _____ Foreign Search Report
 X Fee
 _____ Other:

